

# COMMITTEE REPORT

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## MR. PRESIDENT:

The Senate Committee on Energy and Economic Development, to which was referred Senate Bill No. 365, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1       Page 2, line 2, after "retain" insert "**existing**".
- 2       Page 2, line 3, delete "instead of relocating the jobs to another
- 3       state".
- 4       Page 2, line 16, after "employment" insert "**in Indiana**".
- 5       Page 2, line 38, delete "the retention of jobs in Indiana to prevent"
- 6       and insert "**to retain existing jobs in Indiana**".
- 7       Page 2, line 39, delete "the relocation of those jobs to another
- 8       state".
- 9       Page 3, line 1, delete "applicant proposes to retain jobs in Indiana
- 10       that" and insert "**applicant's project will retain existing jobs**
- 11       **performed by the employees of the applicant in Indiana**".
- 12       Page 3, delete lines 2 through 3.
- 13       Page 3, line 4, delete "verifies that at least one (1) other state or" and
- 14       insert "**provides evidence that there is at least one (1) other**
- 15       **competing site outside Indiana that is being considered for the**
- 16       **project or for the relocation of jobs**".
- 17       Page 3, delete lines 5 through 7.
- 18       Page 3, line 8, delete "significant".
- 19       Page 3, line 9, delete "business" and insert "**project**".
- 20       Page 3, line 10, after "costs" insert "**for the project**".
- 21       Page 3, line 10, delete "state," and insert "**site**".

- 1 Page 3, delete lines 11 through 14.
- 2 Page 3, line 21, delete "one hundred twenty-five percent".
- 3 Page 3, line 22, delete "(125%) of".
- 4 Page 3, line 25, delete "two hundred (200)" and insert **"one**
- 5 **hundred (100)"**.
- 6 Page 3, line 30, delete "upgrades;" and insert **"upgrades, repairs,**
- 7 **or retrofits;"**.
- 8 Page 3, line 34, delete "not to relocate jobs to another state." and
- 9 insert **"to go forward with the project, and not receiving the tax**
- 10 **credit will increase the likelihood of the applicant reducing jobs in**
- 11 **Indiana."**
- 12 Page 3, line 38, delete "is" and insert **"and project are"**.
- 13 Page 3, line 39, after "increasing" insert **"or maintaining"**.
- 14 Page 3, line 41, delete "political subdivisions" and insert
- 15 **"communities"**.
- 16 Page 3, line 41, after "potential" insert **"reduction in jobs or"**.
- 17 Page 3, line 41, delete "state" and insert **"site outside Indiana"**.
- 18 Page 4, line 2, delete "two dollars (\$2)" and insert **"three dollars**
- 19 **(\$3)"**.
- 20 Page 4, line 6, delete "and construction." and insert **"construction,**
- 21 **and training investments."**
- 22 Page 4, strike lines 16 through 17.
- 23 Page 4, line 18, strike "(4)" and insert **"(3)"**.
- 24 Page 4, line 19, strike "(5)" and insert **"(4)"**.
- 25 Page 4, line 20, strike "(6)" and insert **"(5)"**.
- 26 Page 4, line 23, strike "(7)" and insert **"(6)"**.
- 27 Page 4, line 25, strike "(8)" and insert **"(7)"**.
- 28 Page 4, line 28, delete "that" and insert **"for a project to retain"**.
- 29 Page 4, line 29, delete "retains" and insert **"existing"**.
- 30 Page 4, line 29, after "chapter." insert **"In the case of an applicant**
- 31 **under section 15.5 of this chapter, the board shall consider the**
- 32 **magnitude of the cost differential between the projected costs for**
- 33 **the applicant's project in the competing site outside Indiana and**
- 34 **the projected costs for the applicant's project in Indiana."**
- 35 Page 5, line 13, after "credit." insert **"A taxpayer is subject to an**
- 36 **assessment under section 22 of this chapter for noncompliance with**
- 37 **the requirement described in this subdivision."**
- 38 Page 5, line 37, delete "the retention of" and insert **"a project to**
- 39 **retain existing"**.
- 40 Page 6, line 6, after "credit." insert **"An applicant is subject to an**
- 41 **assessment under section 22 of this chapter for noncompliance with**
- 42 **the requirement described in this subdivision."**

- 1       Page 6, line 13, after "of" insert "**the:**
- 2               **(i)**".
- 3       Page 6, line 13, delete "," and insert ";
- 4               **(ii)**".
- 5       Page 6, line 14, delete "and" and insert "**repairs or retrofits; or**".
- 6       Page 6, line 14, before "other" begin a new line triple block indented
- 7       and insert:
- 8               **"(iii)"**.
- 9       Page 6, line 15, delete "investments." and insert "**investments,**
- 10       **including training.**".
- 11       Page 6, line 29, after "retaining" insert "**existing**".  
(Reference is to SB 365 as introduced.)

**and when so amended that said bill do pass and be reassigned to the Senate Committee on Finance.**

Committee Vote: Yeas 10, Nays 0.

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**Senator Weatherwax, Chairperson**